

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

In accordance with the Americans with Disabilities Act the following services are available to members of our community who require special assistance to participate in City Council and Redevelopment Agency meetings. If you require, American Sign Language interpreters, a reader during the meeting, and/or large print agendas, to make arrangements, please call: **Office of the City Clerk (714) 536-5227**. To make arrangements for an assisted listening system (ALD) for the hearing impaired, please contact: the **Sergeant at Arms (714) 536-5693** or the **City Clerk (714) 536-5227**.

72 hours prior notification will enable the city to make reasonable arrangements to ensure accessibility to a meeting.

ACTION AGENDA CITY COUNCIL CITY OF HUNTINGTON BEACH ADJOURNED MEETING

MONDAY, NOVEMBER 8, 2004

5:00 P.M. –Room B-8

6:00 P. M. – Council Chambers

Civic Center, 2000 Main Street
Huntington Beach, CA 92648

5:00 P.M. –Room B-8

Roll Call Sullivan, Coerper, Hardy, Green, Boardman, Cook, Winchell

Present

Hardy absent

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda

(1) The Brown (Open Meetings) Act requires that copies of late communications submitted by City Councilmembers or City Departments are to be made available to the public at the City Council meeting. (2) Late communications submitted by members of the public are to be made available to the public at the City Clerk's Office the morning after the Council meeting. (Late Communications are communications regarding agenda items that have been received by the City Clerk's Office following distribution of the agenda packet.)

None

Public Comments Regarding 5:00 P.M. Portion of Council Meeting (Closed Session Agenda Items to Follow)

None

Call Closed Session of City Council/Redevelopment Agency

Recommended Action: Motion to recess to Closed Session on the following item:

Approved 6-0-1

(City Council) Closed Session – Pursuant to Government Code Section 54957.6 to meet with its designated representatives: Agency Negotiators: Penelope Culbreth-Graft, City Administrator; Clay Martin, Director of Administrative Services; and Irma Youssefieh, Human Resources Manager regarding labor relations matters – meet and confer with the following employee organizations: **MEO, MEA, PMA, FMA, HBPOA, HBFA, MSOA, SCLEA and Non-Associated.** Subject: **Labor Relations – Meet & Confer.** (120.80)

(City Council) Closed Session – Pursuant to Government Code Section 54956.9(c) (Based on existing facts and circumstances, the legislative body of the local agency has decided to initiate or is deciding whether to initiate litigation.) Number of Potential Cases: 1-200. Subject: **Potential Litigation.** (120.80)

No Reporting Out of Action anticipated

The City Council and the Redevelopment Agency of the City of Huntington Beach will regularly convene in joint session for the purpose of considering the following City Council-Redevelopment Agency Agenda Items. The Huntington Beach Parking Authority, Civic Improvement Corporation, and the Huntington Beach Public Financing Authority are also agencies on which Council serves as members. On each Agenda these Agencies may have items scheduled. When an Agenda Item requires action by any of these Agencies, it will show in parenthesis preceding the item, for example (City Council-Redevelopment Agency).

6:00 P.M. - Council Chambers
Reconvened 6:52 p.m.

Reconvene City Council/Redevelopment Agency Meeting

The City Attorney Shall Determine If Any Actions Taken By The City Council or Redevelopment Agency In Closed Session Shall Require A Reporting On Those Actions As Required By Law (Government Code §54957.1(a) (3) (B)).
None

Roll Call Sullivan, Coerper, Hardy, Green, Boardman, Cook, Winchell
Present (Councilmember Hardy arrived during the Closed Session)

Pursuant to the Brown (Open Meetings) Act the City Clerk Announces Late Communications Received by Her Office Which Pertain to Items on the Agenda

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G-1b (4)

B. PUBLIC COMMENTS

This is the time of the meeting for the Council to receive comments from the public regarding items of interest or agenda items OTHER than Public Hearings. Generally, Council will not enter into a dialogue during this period.

Pursuant to the Brown (Open Meeting) Act, the City Council may not discuss items unless they are on our agenda. So if you are speaking on an item not on the agenda, we cannot discuss the issue with you at this meeting. However, if you wish to meet with any of us please call the Council's Secretary at 714-536-5553. Thank you for taking the time to come to the council meeting to address the council. Councilmembers strive to treat members of the public with respect and we ask that you also express your concerns and opinions in a civil and respectful manner.

3 minutes per person, time may not be donated to others.

No action can be taken by Council/Agency on this date unless agendaed.

Complete the attached pink form and give to the Sergeant-At-Arms located near the speaker's podium.

PUBLIC COMMENTS:

Speakers asked Council to adopt Ordinance No. 3689 in its present form.

Speaker spoke in opposition to Ordinance No. 3689, referring to a Late Communication, and informed Council of her opinions on real property versus personal property.

Councilmember Cook asked for clarification on property taxes paid by mobile home owners, to which the speaker replied.

Speaker thanked Council for their efforts and spoke regarding "in place" and fair market value referring to State Code and two Late Communications.

Councilmember Sullivan inquired about rent control and specific court cases, to which the speaker replied.

G-1b. (City Council) Item Continued from November 1, 2004 - Adopt Ordinance No. 3689 Amending Chapter 234 of the Huntington Beach Zoning and Subdivision Ordinance Pertaining to Mobilehome Park Conversions (450.20) -Ordinance No. 3689 – "An Ordinance of the City of Huntington Beach Amending Chapter 234 of the Huntington Beach Zoning and Subdivision Ordinance Pertaining to Mobilehome Park Conversions." (Approved for introduction as amended at the 10/18/04 Public Hearing.)

Motion to adopt Ordinance No. 3689

Substitute motion to take Straw votes based on Councilmember Coerper's Late Communication dated November 8, 2004:

Change relocation radius to 30-mi. – Failed 2-5 (Sullivan, Hardy, Boardman, Cook, Winchell – No)

Strike the word "New" from subsection 2 on page 4 of the Legislative Draft – Failed 2-5 (Sullivan, Hardy, Boardman, Cook, Winchell – No)

Strike the words "Negligent failure" throughout subsection D(2) on page 8 of the Legislative Draft – Failed 2-5 (Sullivan, Hardy, Boardman, Cook, Winchell – No)

Further study and review by the Planning Commission – Withdrawn

Original motion approved 5-2 (Coerper, Green – No)

Council Comments - (Not Agendized)

At this time Councilmembers may report on items not specifically described on the agenda which are of interest to the community. No action or discussion may be taken except to provide staff direction to report back or to place the item on a future agenda.

Councilmember Sullivan announced November 11 Veteran's Day Celebration at Pier Plaza at 11 a.m.

Council/Agency Adjournment to Monday, November 15, 2004, at 5:00 p.m., in Room B-8, Civic Center, 2000 Main Street, Huntington Beach, California.

Adjourned at 7:37 p.m.

Council/Agency Agendas and Minutes are Available at No Charge to the Public at the City Clerk's Office, on the City's Website, Via Email, and Through Paid Subscription. Complete Agenda Packets are Available at the Central Library and Library Branches on Friday Prior to Meetings. Videotapes of Council Meetings are Available for Checkout at the Central Library at No Charge.

COMPUTER INTERNET ACCESS TO CITY COUNCIL/REDEVELOPMENT AGENCY AGENDA IS AVAILABLE PRIOR TO CITY COUNCIL MEETINGS

<http://www.surfcity-hb.org>

**JOAN L. FLYNN, CITY CLERK
City of Huntington Beach
2000 Main Street - Second Floor
Huntington Beach, California 92648**

Internet: <http://www.surfcity-hb.org>